

MINUTES
LAWTON CITY COUNCIL REGULAR MEETING
MARCH 8, 2022 – 2:00 P.M.
LAWTON CITY HALL
COUNCIL CHAMBERS/AUDITORIUM

Stan Booker, Mayor

Also Present:
Michael Cleghorn, City Manager
John Ratliff, City Attorney
Traci Hushbeck, City Clerk

Mayor Booker called the meeting to order at 2:14 p.m. Notice of meeting and agenda were posted on the City Hall notice board as required by law. Invocation was given by Pastor Lonnie Caha, Dayspring Community Church, followed by the Pledge of Allegiance.

ROLL CALL

PRESENT: Mary Ann Hankins, Ward One
Kelly Harris, Ward Two
Linda Chapman, Ward Three
Allan Hampton, Ward Five
Sean Fortenbaugh, Ward Six
Onreka Johnson, Ward Seven
Randy Warren, Ward Eight

ABSENT: Jay Burk, Ward Four

PROCLAMATIONS:

National Women's History Month

Mayor Booker proclaimed March 2022 as National Women's History Month.

National Professional Social Workers Month

Mayor Booker proclaimed March 2022 as National Social Workers Month

Outstanding Citizens of the Month to Staff SGT. Corey Gulley, SGT. Alexander Johnson and Grady Brewer

Mayor Booker presented a Certificate of Commendation from the Mayor's Office to Staff SGT. Corey Gulley, SGT. Alexander Johnson and Grady Brewer

REPORTS: MAYOR/CITY COUNCIL:

Hampton thanked everyone for their support. He encouraged everyone to visit the Mattie Beal Home and Museum of the Great Plains.

Johnson stated on March 25th from 11 a.m. to 1 p.m. there will be an open house at the Owens Multipurpose Center which will highlight the agencies that receive CDBG funding from the City. Other agencies will also be attending.

AUDIENCE PARTICIPATION:

David Tyler, 501 SW 77th, stated he supports the new sports complex, but it is misleading to say that you can see it from I-44 if it is built in Elmer Thomas Park.

Mike and Cindy Selstad, 5702 NW Chestnut, stated they are trying to get a permit to put up a fence along the street next to their home which would be placed on the easement.

Mayor Booker suggested they talk to Janet Smith, Community Services Director.

Nolan Berry, Lawton Firefighters Association, stated the fill the boot campaign is a collaboration between the IAFF and MDA for over 60 years. Over the past six years they have been pulled off the street, due to the panhandling ordinance, and they have been only able to raise about 1/3rd of what they used to raise. He distributed examples of permits that other cities are using to allow their fire departments to get out on the street. He requested council look at the ordinance and perhaps include an exemption.

CONSENT AGENDA:

Mayor Booker stated item #5 and #11 will be considered separately and item #3 will be stricken from the agenda.

Harris requested item #8 be considered separately.

MOVED by Warren SECOND by Fortenbaugh to approve the consent agenda with the exception of items #5, #8 and #11 and striking #3. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

1. Consider approval of the minutes of the Lawton City Council regular meetings of January 25 and February 22, 2022.
2. Consider the following damage claim recommended for approval: Joseph Johnson in the amount of \$213.39.
3. Consider accepting a deed to the private road near the intersection of SW 67th Street and West Gore Boulevard in Lawton from Darryl D. Dunn and Christine J. Downs (current owners), accepting \$7,900.00 as part of the settlement agreement, dismissing the lawsuit regarding the road (CJ-2021-473) without prejudice to all parties, and approving a resolution

amending the City of Lawton FY21-22 budget, as amended, by appropriating \$4,694.44 to the Streets Division's Repair and Maintenance account for the repair of the road and \$3,205.56 to the General Fund's Funds in Transit account for the payment of delinquent property taxes. **STRICKEN**

4. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by appropriating \$4,694.44 to the Streets Division's Repair and Maintenance account for the repair of a private road near the intersection of 67th and Cache Road, and \$3,205.56 to the General Fund's Funds in Transit account for the payment of delinquent property taxes.

Resolution 22-58

5. Consider approving the Youth and Family Affairs Committee Funding Recommendations.

Dr. Sylvia Burgess, Youth and Family Affairs Committee technical lead, reported on the recommendations for funding which are as follows: Cameron University Leadership Academy (VP Jerrett Phillips) - \$50,000.00 The Greenwood Project (Kimberly Jones) -\$14,988.94, and Marie Detty Youth & Family Services Gang Prevention/Intervention Program (Kerrie Matthews) - \$97,660.00. The total proposed amount is \$162,648.94.

Johnson recognized the Leadership Lawton class who have volunteered to help with a website.

MOVED by Johnson SECOND by Hankins to approve the Youth and Family Affairs Committee Funding Recommendations. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

6. Consider accepting a grant of \$20,164.00 from The University of Iowa Division of Sponsored Programs (DSP), the subaward administrator of the National Network of Libraries in Medicine (NNLM) All of Us Community Engagement Center (CEC) grant, for a telehealth kiosk in the Lawton Public Library, authorizing the City Manager to sign, and approving a resolution amending the City of Lawton FY21-22 budget, as amended, by appropriating \$20,164.00 for that purchase. **Resolution 22-56**
7. Consider approving a resolution amending Appendix A, Schedule of Fees and Charges, Lawton City Code, as amended, increasing the per referral collection agency fee and establishing an effective date. **Resolution 22-57**
8. Consider approving an Airport Rescue Plan Concession Rent Relief grant for the Lawton-Ft Sill Regional Airport in the amount of \$ 44,900 for AIP 3-40-0051-045.

Harris questioned what vendors were affected and the rationale behind this item.

Fortenbaugh stated he and Council Member Hampton serve on the Airport Authority. He stated this is a FAA government program to help airports who have lost concessions during COVID. He stated this is federal money that does not have to be paid back and will help us absorb a little bid of the impact that we have had during the past two years.

MOVED by Harris SECOND by Fortenbaugh to approve an Airport Rescue Plan Concession Rent Relief grant for the Lawton-Ft Sill Regional Airport in the amount of \$ 44,900 for AIP 3-40-0051-045. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

9. Consider approving the submission of a TSET Grant application for park improvements, and authorizing the Mayor and City Clerk to execute the application if necessary.
- 10 Consider approving a Cable Television Franchise Agreement with Clarity Telecom, LLC (Bluepeak).
11. Consider accepting the Lawton Parks, Sports and Recreation, Trails and Open Spaces Master Plan, including any floor amendments.

Christine James, Parks and Recreation Director, stated this is the final version of the Parks Master Plan. She stated there are not many changes since the draft, but the most important change is adding a dedication to Ross Hankins for his ongoing support of parks and recreation.

Hampton clarified that this is just a recommendation plan and all the decisions about the plan will be made by the City Council.

James stated this plan is strictly guidelines for the future and it gives us a broad direction of where we want to go.

(Cleghorn read the dedication).

Johnson requested that the council be notified when staff is looking at implementing these recommendations or making changes so that the council can be part of the decision-making process.

MOVED by Hampton SECOND by Fortenbaugh to accept the Lawton Parks, Sports and Recreation, Trails and Open Spaces Master Plan. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

12. Consider approving a resolution amending the City of Lawton FY21-22 budget, as amended, by doing a budget amendment for Parks and Recreation Building Maintenance account (1005005-51020) for wall damages to the CID Interview Room 1 caused by a juvenile being detained. **Resolution 22-55**
13. Consider approving the construction plat for Rolling Hills Part 5 and construction plans for Drainage Channel Rolling Hills Area drainage improvements, subject to the condition of obtaining ODEQ permits.
14. Consider approving Amendment No. 1 to the June 22, 2021, contract with Garver, LLC, which will amend the scope of service to include additional professional services in designing an influent screening structure at the Wastewater Treatment Plant (WWTP).

15. Consider approving Amendment No. 2 and Change Order No. 2 to the 2017 Ad Valorem Street and Roads Program (Residential), Phase I-C - SE 47th Street, Bedford CR & SW C Ave - Project No. EN1707CP1 with A-Tech Paving.
16. Consider awarding contract for (CL22-031) Supplemental Nuisance to Joe's Backhoe Service, LLC.
17. Consider awarding contract (CL22-029) Litter & Debris Abatement to Bid #1, Veterans Tree and Lawn LLC of Cache, OK.

BUSINESS ITEMS:

18. Consider approving a Third Amendment to the Trust Indenture of the Museum of the Great Plains Authority and authorize the execution of the Third Amendment.

Ratliff stated the Museum Authority recently passed these amendments.

MOVED by Chapman SECOND by Fortenbaugh to approve a Third Amendment to the Trust Indenture of the Museum of the Great Plains Authority and authorize the execution of the Third Amendment. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

19. Consider approving a First Amendment to the Amended and Restated Declaration of Trust of the McMahon Auditorium Authority and authorizing the execution of the First Amendment.

Ratliff stated this item takes into consideration that the Arts and Humanities Council is dissolving, and it is changing in that the McMahon Authority is taking on a lot of those responsibilities as well as the assets of the Arts and Humanities Council.

Jason Poudrier, Arts and Humanities Administrator, stated the McMahon Auditorium Authority is very excited about taking on the mission of the Arts and Humanities Council and promoting the arts and freedom of expression in Lawton.

Cleghorn stated the McMahon Auditorium Authority will also receive those funds allocated in the CIP.

Johnson questioned if the current members of the Arts and Humanities Council will be able to be involved in what they are doing. She questioned if the membership would merge.

Poudrier stated they have invited the Arts and Humanities members to continue to be involved and they are creating an advisory committee. They are also moving the International Festival Committee under the McMahon Auditorium Authority.

MOVED by Warren SECOND by Chapman to approve a First Amendment to the Amended and Restated Declaration of Trust of the McMahon Auditorium Authority and authorizing the execution of the First Amendment. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

20. Consider approving a Resolution repealing and replacing Resolution No. 2021-64 specifying the revised intent of the Mayor and Council of the City of Lawton, Oklahoma with regard to the replacement of the existing seven-eighths of one percent ($7/8\%$) Capital Improvement/Operational Expenditure Sales Tax and the one and one-quarter percent (1.25%) Capital Improvement Sales Tax with a new sales tax to be levied of two and one-eighth percent (2.125%) as approved by the registered voters of the City of Lawton, Oklahoma at an election held for such purpose on February 11, 2020.

Ratliff stated this is a housekeeping issue, the voters of Lawton have approved this, and we are changing the percentage and we are including the \$20 million allocation for parks and recreation which was in the original resolution but for some reason two versions ago that number fell out of the resolution.

MOVED by Warren SECOND by Chapman to approve **Resolution 22-59**. AYE: Hankins, Harris, Chapman, Hampton, Fortenbaugh, Johnson, Warren. NAY: None. MOTION CARRIED.

STAFF REPORT:

21. Customer Service Training from Great Plains Technology Center for City employees who interact with the public.

Janet Smith, Community Services Director, updated the council on the ongoing customer service training.

Warren requested an informational sheet they could use regarding license and permit questions.

The Mayor and Council convened in executive session at 3:18 p.m. and reconvened in regular, open session at 3:55 p.m. Roll call reflected all members present excluding Council Member Hankins who left the meeting at 3:53 p.m.

EXECUTIVE SESSION ITEMS:

22. Pursuant to Section 307B.4, Title 25, Oklahoma Statutes, consider convening in executive session to discuss the status of an ongoing investigation concerning pension calculations, and if necessary, take appropriate action in open session.

Ratliff read the title of item #22. No action was taken.

There being no further business to consider, the meeting adjourned at 3:56 p.m. upon motion, Second and roll call vote.

STAN BOOKER, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK